

Court of Appeals, State of Michigan

ORDER

People of MI v Pennington Troy McDaniels

Docket No. 308744

LC No. 02-008005-FC

Karen M. Fort Hood
Presiding Judge

Kurtis T. Wilder

Christopher M. Murray
Judges

The delayed application for leave to appeal the August 12, 2011, order from the Wayne Circuit Court is DISMISSED for lack of jurisdiction. Because defendant previously appealed his convictions as of right and filed previous motions for relief from judgment, he could seek relief in the circuit court only under the procedures provided by Subchapter 6.500 of the Michigan Court Rules. See MCR 6.429(B)(4). Defendant already filed motions for relief from judgment and cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). None of the exceptions found in MCR 6.502(G)(2) are applicable.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

APR 26 2012

Date

A handwritten signature in dark ink, appearing to read "Larry S. Royster", is written over a horizontal line.

Chief Clerk